

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA)
)
 v.) CR. NO. 05-10048-RCL
)
 LUIS ALBERTO ALDADINO, ET AL.)
)

FINAL STATUS REPORT

Pursuant to Local Rule 116.5(C), the parties are hereby jointly filing the following Status Report prepared in connection with the Final Status Conference scheduled for September 14, 2005.

1. Outstanding Discovery Issues

There are no outstanding discovery motions or issues.

2. Additional Discovery

No party anticipates producing any additional discovery.

3. Insanity/ Public Authority Defenses

None of the defendants intend to raise a defense of insanity or public authority.

4. Notice of Alibi

The government requested a Notice of Alibi in its Automatic Discovery Letter. No response has been received to that request, Defendant

5. Motions

Luis Diaz has responded with a request for specifics,

The defendants do not anticipate filing any motions to suppress, to sever or to dismiss prior to trial but are reserving their rights to file other pretrial motions that could require a ruling by the District Court.

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS
FILED IN OPEN COURT
DATE 9/14/05
N. Russo
Deputy Clerk

6. Scheduling

Two of the defendants, Leoanny Hernandez and Francisco Arias, a/k/a "Juan Merced-Toro", have pled guilty. The government is engaged in plea discussions with other defendants. In this respect, defendant Manuel Disla requests that, with respect to him, the Court schedule a further final status conference in 30 days. Defendant Disla and the government agree that this time is excludable from Speedy Trial Act calculations pursuant to 18 U.S.C. § 3161(h)(8).

Last week, this Court granted the motion of Victor Filpo for new appointed counsel. As of this date, new counsel has not been appointed for Victor Filpo. The government requests that the time from September 14, 2005, until counsel for defendant Filpo is appointed and appears for a status conference be excluded from all calculations under the Speedy Trial Act pursuant to 18 U.S.C. § 3161(h)(8).

7. Speedy Trial Act

Per this Court's Order of Excludable Delay, dated July 15, 2005, as of September 13, 2005, no excludable days had occurred.

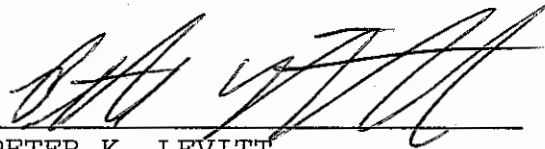
8. Length of Trial

In the event that a trial is required, the parties estimate that it will last approximately two weeks.

Respectfully submitted,

MICHAEL J. SULLIVAN

United States Attorney



By:

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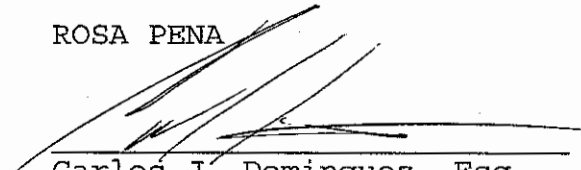
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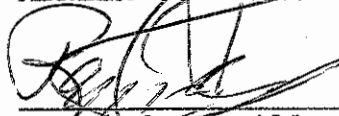


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Dated: September 14, 2005